

1 SEC. 3. Section three hundred eighty-nine point forty-one  
 2 (389.41), Code 1950, is hereby amended by striking therefrom all of  
 3 said section following the comma after the word "gates" in line  
 4 eleven (11), and substituting in lieu thereof the following: "the  
 5 Iowa state commerce commission shall determine the matter of neces-  
 6 sity, and the type of crossing protection."

1 SEC. 4. Amend section four hundred seventy-eight point twenty-  
 2 one (478.21), Code 1950, by adding after the word "changes" in line  
 3 seventeen (17) the following: ", except that if flasher light or gate  
 4 signals are ordered installed the maintenance thereof shall be as-  
 5 sumed by the railroad".

Approved April 15, 1953.

## CHAPTER 216

### PIPE LINES

#### S. F. 321

AN ACT to amend chapter four hundred ninety (490), Code 1950, relating to pipe lines.

*Be It Enacted by the General Assembly of the State of Iowa:*

1 SECTION 1. Amend section four hundred ninety point one (490.1),  
 2 Code 1950, as follows:

3 1. Add after the word "the" and before the word "commission"  
 4 in line four (4), the word "commerce".

5 2. Add after the word "not," in line nine (9) the following: "and  
 6 the power and authority to supervise the underground storage of  
 7 gas,".

1 SEC. 2. Amend section four hundred ninety point two (490.2),  
 2 Code 1950, by adding the following new definition:

3 "The term 'underground storage' insofar as this chapter is con-  
 4 cerned shall include and mean storage of gas in a subsurface stratum  
 5 or formation of the earth."

1 SEC. 3. Amend section four hundred ninety point four (490.4),  
 2 Code 1950, as follows:

3 1. Add after the word "lines" in line three (3) the words "and  
 4 underground storage".

5 2. Add after the word "lines" in line seven (7) the words "and  
 6 underground storage facilities".

7 3. Add after the word "line" in line eight (8) the words "and  
 8 underground storage facilities".

9 4. Add after the word "line," in line twelve (12) the words "and  
 10 underground storage facilities,".

11 5. Add after the word "line" in line fifteen (15) the words "and  
 12 underground storage facilities".

1 SEC. 4. Amend section four hundred ninety point five (490.5),  
 2 Code 1950, by adding the following new paragraph thereto:

3 "Any pipe-line company engaging in its said business in this state

4 and proposing to engage in underground storage of gas within this  
5 state shall file with the state commerce commission its verified peti-  
6 tion asking for a permit to construct, maintain and operate facilities  
7 for the underground storage of gas to include the construction, place-  
8 ment, maintenance and operation of machinery, appliances, fixtures,  
9 wells, pipe lines, and stations necessary for the construction, main-  
10 tenance and operation of such gas underground storage facilities.”.

1 SEC. 5. Amend section four hundred ninety point six (490.6),  
2 Code 1950, by adding the following subsection thereto:

3 “If permission is sought to construct, maintain and operate facili-  
4 ties for the underground storage of gas said petition shall include  
5 the following information in addition to that stated above:

6 a. A description of the public and/or private highways, grounds  
7 and waters, streams and private lands of any kind under which such  
8 storage is proposed, together with a map thereof.

9 b. Maps showing the location of proposed machinery, appliances,  
10 fixtures, wells and stations necessary for the construction, mainte-  
11 nance and operation of such gas underground storage facilities.”.

1 SEC. 6. Amend section four hundred ninety point seven (490.7),  
2 Code 1950, by adding after the word “lines” in line seven (7) the  
3 words “or gas storage facilities”.

1 SEC. 7. Amend section four hundred ninety point nine (490.9),  
2 Code 1950, as follows:

3 1. Add after the word “lines” in line three (3) the words “or gas  
4 storage facilities”.

5 2. Add after the word “lines” in line five (5) the words “or gas  
6 storage facilities”.

1 SEC. 8. Amend section four hundred ninety point eleven (490.11),  
2 Code 1950, by adding after the word “lines” in line three (3) the  
3 words “and location of said gas storage area”.

1 SEC. 9. Amend section four hundred ninety point seventeen  
2 (490.17), Code 1950, by striking from line six (6) the following:  
3 “pipe lines” and inserting in lieu thereof “pipe-line companies”.

1 SEC. 10. Amend section four hundred ninety point nineteen  
2 (490.19), Code 1950, by adding after the word “route” in line five  
3 (5), the words “or gas storage area”.

1 SEC. 11. Amend section four hundred ninety point twenty-three  
2 (490.23), Code 1950, by adding after the word “lines” in line five  
3 (5) the words “or gas storage area”.

1 SEC. 12. Amend section four hundred ninety point twenty-five  
2 (490.25), Code 1950, as follows:

3 1. Add after the word “permit” in line two (2) the words “for pipe  
4 lines”.

5 2. Add the following new paragraph after the word “lines.” in  
6 line thirteen (13):

7 “Any pipe-line company having secured a permit for underground  
8 storage of gas as in this chapter provided shall be vested with the  
9 right of eminent domain to such extent as may be necessary and

10 as prescribed and approved by said state commerce commission in  
 11 order to appropriate for its use for the underground storage of gas  
 12 any subsurface stratum or formation in any land which the commis-  
 13 sion shall have found to be suitable and in the public interest for the  
 14 underground storage of gas, and in connection therewith may appro-  
 15 priate such other interests in property, as may be required ade-  
 16 quately to examine, prepare, maintain and operate such underground  
 17 gas storage facilities. The right of appropriation hereby granted  
 18 shall be without prejudice to the rights of the owner of said lands  
 19 or of other rights or interests therein to drill or bore through the  
 20 underground stratum or formation so appropriated in such manner  
 21 as shall comply with orders, rules and regulations of the commission  
 22 issued for the purpose of protecting underground storage strata or  
 23 formations against pollution and against the escape of gas therefrom  
 24 and shall be without prejudice to the rights of the owner of said  
 25 lands or other rights or interests therein as to all other uses thereof."  
 26 3. Add after the word "line" in line fifteen (15) the words "and/  
 27 or gas storage facilities,".

1 SEC. 13. Amend section four hundred ninety point twenty-six  
 2 (490.26), Code 1950, as follows:

3 1. Add after the word "lines" in line two (2) the words "and/or  
 4 a gas storage area".

5 2. Add after the word "stations," in line six (6) the word "wells,".

6 3. Add after the word "line" in line seven (7) the words "or gas  
 7 storage area".

1 SEC. 14. Amend section four hundred ninety point twenty-seven  
 2 (490.27), Code 1950, by adding after the word "line" in line thirteen  
 3 (13) the words "and gas storage facilities".

Approved April 10, 1953.

## CHAPTER 217

### DISSOLUTION OF A CORPORATION

#### H. F. 43

AN ACT relating to recording the proof of publication of notice of dissolution of a corporation with the secretary of state and with the county recorder and to amend section four hundred ninety-one point twenty-three (491.23), Code 1950.

*Be It Enacted by the General Assembly of the State of Iowa:*

1 SECTION 1. Section four hundred ninety-one point twenty-three  
 2 (491.23), Code 1950, is hereby amended by adding the following as  
 3 a new sentence after the period (.) in line 11 thereof: "Notice there-  
 4 of shall also be given by the filing in the office of the secretary of state  
 5 the proof of publication of notice of dissolution and said proof shall  
 6 be recorded by the secretary of state in the same manner as the re-  
 7 cording of amendments, and a recording fee of one dollar (\$1.00)  
 8 shall apply thereto, and the secretary of state shall forward said  
 9 proof of publication to the county recorder of the county wherein the